CLCON 119 of 2001

Hon'ble Irshad Hussain, J.

None appear for the petitioner. Sri S.K.Posti learned counsel for the respondent is present. From the perusal of the counter affidavit of Sri Vinod Kumar Aggarwal it is evident that the allegation of raising construction is denied. The photograph filed by the petitioner do not indicate as to when the wall was demolished or shutter was removed. The interim injunction by the trial court was in favour of the respondent-plaintiff because they were then in possession of the property and when this Court passed order to maintain statusquo it was intended that the possession of the respondent-plaintiff was not to be disturbed. There is nothing to indicate that contempt of the order of the Court has been made and therefore the contempt petition is dismissed and notice discharged.

(Irshad Hussain, J.)

Dt. 29-8-2003
ISB